



State of Tennessee
Department of Environment and Conservation
Division of Water Pollution Control
Mining Section
2700 Middlebrook Pike, Suite 220
Knoxville, Tennessee 37921-5602
PHONE (865) 594-6035 FAX (865) 594-6105

Notice of Public Hearing

Public Hearing Notice M2004-01

Issuance Date: October 12, 2004

Last Day to Submit Written Comments: November 30, 2004

NOTICE IS HEREBY GIVEN that in response to public requests, the Division of Water Pollution Control, Mining Section, will hold the following public hearing, pursuant to *Rule 1200-4-5-.06* of the Tennessee Department of Environment and Conservation. The hearing will be conducted at:

Fall Creek Falls State Park
Conference Room B
2536 Lakeside Drive
Pikeville, Tennessee 37367

Date: November 18, 2004

Time: 7:00 P. M. CST

At the hearing, the Division will receive public comments concerning the issuance of a National Discharge Pollutant Elimination System (NPDES) permit to the following applicant:

Company Information

Tennessee Classic Coal Company, Inc.
P. O. Box 328
Whitwell, TN 37397

Site Information

NPDES Permit TN0079316
Mine 1
Highway 111 at Intersection of Highway 8
Dunlap, TN 37327

The unmined portion of this existing surface coal mine, located at latitude 35°33'40", longitude 85°26'10", will discharge treated wastewater and storm water to Big Brush Creek in Sequatchie and Van Buren Counties. The Division advertised its tentative decision to issue this permit in *Public Notice M2004-14*, dated *September 7, 2004*.

The hearing officer may limit oral presentations to five minutes and require that all testimony be relevant to water quality-related issues for this facility. Undue repetition in oral presentations should be avoided so that all interested parties will have an opportunity to present their concerns relative to water quality issues. Written testimony will be accepted at the hearing but no later than **November 30, 2004**.

In making our permit decision, we can consider only comments and questions concerning those areas over which we have authority under the federal NPDES program and the *Tennessee Water Quality Control Act*. Issues not related to water quality or to the draft permit conditions and requirements will not be considered in making the permit decision.

Interested persons may obtain additional information, a copy of the application, draft permit, and supporting documentation from the permit files maintained at the Mining Section's office at the letterhead address. These files are available for public inspection during normal visiting hours by contacting Kim Reardon by E-mail at Kimberley.Reardon@state.tn.us or by phone at (865) 594-5619 to schedule an appointment for the review. A copy of the permit application, and draft permit will be available for review at the hearing.

ADA inquiries should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298). Such contact may be in person, by writing, telephone, or other means and should be made no later than **November 8, 2004**, to allow time to provide such aid or services.